

- elections are held: *Provided*, that the elections held hereafter under the provisions of this charter shall be subject to the control of the commissioners of said town: *Provided, further*, that the following officers nominated and appointed under this act shall duly exercise the duty of said officers from the ratification of this act until the said election shall have been held, to-wit: Dr. A. M. Benett, mayor: S. S. Enloe, S. L. Monteith and J. H. Teague, aldermen, and R. A. Summerrow, marshal.
- SEC. 5. That all the qualified voters within said corporation that have resided therein ninety days previous to the day of election shall be entitled to vote at said election.
- SEC. 6. It shall be the duty of the officers elect to meet, organize and take the oath of office.
- SEC. 7. The commissioners shall have power to levy and collect a tax not to exceed fifty cents on the poll, and on all property in said town an amount not to exceed sixteen and two thirds cents on the one hundred dollars' worth of property.
- SEC. 8. When it shall be necessary for the preservation of the public peace, good order and common decency, or the protection of life, liberty, person or property of individuals, the town marshal shall have the authority and it shall be the duty of such marshal to arrest the body of offending parties who have violated the law in the presence of such marshal without warrant, and take such person or persons before the mayor of said town as early as practicable, to be dealt with as the law directs. And for every resistance to such authority by such offenders or others, the party so resisting shall be punished as the ordinances of said town shall provide, and if necessary the marshal shall have power to call to his aid any by-standers to assist in making any legal arrest, and any one so summoned or called who refuses or fails to so arrest shall upon conviction before the mayor be punished as the ordinance of said town shall prescribe.
- SEC. 9. The commissioners shall also have power to abate all nuisances, and impose such fines and penalties as may be necessary to abate them. But this shall not be construed to authorize them to take up and impound any live stock belonging to any person outside the corporate limits of said town. They shall also have power to prescribe any rules, regulations and ordinances for the good government of the town, not inconsistent with the laws of the state and of the United States.
- SEC. 10. That it shall be the duty of the commissioners, when organized, to appoint a secretary, whose duty it shall be to record all the proceedings of the commissioners, and also to appoint a treasurer, who shall enter into a bond approved by the commissioners, and it shall be their duty to require the marshal to enter into a bond payable to the state of North Carolina, to the use of the town of Whittier,
- Proviso.
- Proviso.
- Temporary officers.
- Electors.
- Duty of officers elect.
- Taxation.
- Powers and duties of town marshal.
- Penalty for resisting arrest.
- Marshal authorized to call by-standers to his aid.
- Penalty for refusal to aid.
- Abatement of nuisances.
- Exception.
- Ordinances, &c.
- Secretary.
- Treasurer.
- Bond.
- Bond of marshal.